

**MINUTES OF THE REGULAR MEETING OF THE
UPLAND CITY COUNCIL
JUNE 25, 2018**

OPENING

The regular meeting of the Upland City Council was called to order by Mayor Debbie Stone at 6:00 p.m. in the Council Chamber of the Upland City Hall.

1. ROLL CALL

Present: Mayor Debbie Stone, Council Members Carol Timm, Janice Elliott, and Sid Robinson

Absent: Council Member Gino Filippi

Staff: City Manager Bill R. Manis, City Attorney James L. Markman, and Assistant City Manager/City Clerk Jeannette Vagnozzi

2. ADDITIONS/DELETIONS TO AGENDA None

3. ORAL COMMUNICATIONS None

4. CLOSED SESSION

At 6:01 p.m. Mayor Stone announced the City Council would recess to Closed Session pursuant to Government Code Section

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of California Government Code Section 54956.9)

Case Name: Paul Segalla v. City of Upland, City of Montclair, et.al.,
San Bernardino Superior Court Case No. CIVDS1723097

The City Council reconvened in open session at 7:01 p.m.

5. INVOCATION Mike Fehn

6. PLEDGE OF ALLEGIANCE Troop 634

7. PRESENTATIONS

Interim Police Chief Millmore presented badges to Lieutenant Rob Steenerson, Sergeant Jacob Kirk, Officer Nicholas Alvarran, Officer Rusty Lamm, and Officer Nicolas Martinez.

Certificates of Recognition were presented to Girl Scout Gold Awardees Grace Beaty and Jordan Shang.

A Certificate of Recognition was presented to Eagle Scout Nick Ater, Troop 634.

Certificates of Recognition were presented to CIF Division Champions Jada Hicks and Caleb Lutalo Roberson.

Certificates of Recognition were presented to Lion's Heart Group GB2022 for their leadership in contributing to our community.

8. CITY ATTORNEY

City Attorney Markman announced there was nothing to report from Closed Session.

9. ORAL COMMUNICATIONS

Kelly Yourkonis thanked the Community Restoration Team for their assistance when she was homeless.

Angelica Yourkonis stated her experience with homelessness and assistance from the Community Restoration Team to find housing.

Dave Stevens, Upland, spoke in favor of the Police substation in the downtown.

Marjorie Mikels, Upland, spoke in opposition of the appointments to the Litigation Committee.

10. COUNCIL COMMUNICATIONS

Councilmembers announced various activities throughout the community, including providing an update on the meetings they attended.

11. CONSENT CALENDAR

Councilmember Elliott removed Consent Calendar items 11B and 11F, and Councilmember Timm removed Consent Calendar item 11C for separate action. Motion by Councilmember Timm to approve the remainder of the Consent Calendar, seconded by Councilmember Robinson, and carried with Councilmember Filippi absent.

A. APPROVAL OF MINUTES

Approved the Regular Meeting Minutes of June 11, 2018.

D. BOND SUBSTITUTION FOR PARCEL MAP 17447

Authorized the City Manager to accept a bond substitution for Parcel Map 17447 requested by Colonies Partners LP in the amount of \$147,000 for the Performance Bond and \$74,000 for the Labor Materials Bond.

E. SEWER SERVICE AGREEMENT 875 W. 23RD STREET (APN 1003-382-07)

Authorized the City Manager to execute the Sewer Service Agreement.

G. BOND REDUCTION FOR PARCEL MAP 19562

Authorized the City Manager to accept bond reduction of Performance Bond and Labor and Materials Bond. The amounts are \$223,000 and \$111,600 respectively.

H. APPROVAL OF PARTIAL QUITCLAIM DEED (EASEMENT) TO THE COLONIES PARTNERS, L.P. BY THE CITY OF UPLAND, FOR 9.16 ACRES OF LAND WHICH

IS A PORTION OF LOT 39 OF TRACT MAP 11631, GENERALLY LOCATED NEAR THE NORTH SIDE OF 15TH STREET, EAST OF CAMPUS AVENUE

Approved a Quitclaim Deed (Easement) to the Colonies Partners, L.P. to clear title of three San Bernardino County Flood Control existing easements which are no longer necessary.

I. EMERGENCY PURCHASE AND INSTALLATION OF EQUIPMENT AND PROFESSIONAL SERVICES FOR WATER SYSTEM IMPROVEMENTS

Received and filed the status update.

J. PROFESSIONAL SERVICES AGREEMENT FOR ECONOMIC DEVELOPMENT CONSULTING SERVICES WITH JONES LANG LASALLE BROKERAGE, INC.

Approved a one year extension for the Professional Services Agreement with Jones Lang LaSalle Brokerage Inc. and authorized the City Manager to extend the term of the Agreement and any future amendments to the Agreement for coordinating, identifying, and facilitating efforts relative to economic development of significant commercial properties within the City's boundaries.

ITEMS REMOVED FOR SEPARATE ACTION

B. APPOINTMENT TO CITY COUNCIL LITIGATION COMMITTEE

Motion by Councilmember Elliott to take no action on this item, there being no second, the motion failed.

Motion by Councilmember Robinson to ratify the appointment of Mayor Pro Tem Timm and Council Member Filippi to the City Council Litigation Committee, term to expire December 2018, seconded by Councilmember Timm, and carried with Councilmember Elliott opposed and Councilmember Filippi absent.

C. PROPOSED FISCAL YEAR 2018-19 ANNUAL APPROPRIATION LIMIT

There was discussion on the establishment of the appropriation limit and the formula used to determine the limit.

Motion by Councilmember Timm to adopt Resolution No. 6451 establishing the appropriations limit for the City of Upland for Fiscal Year 2018-19, seconded by Councilmember Elliott and carried with Councilmember Filippi absent.

F. APPROVE UPLAND HOMELESS OUTREACH PREVENTION AND EDUCATION PROGRAM POLICIES

Development Services Manager Chavez presented the staff report which is on file in the City Clerk's office.

There was discussion on the application process, program oversight, and the Community Restoration Team's role in the program.

Motion by Councilmember Timm to approve the Upland Homeless Outreach Prevention and Education (U-HOPE) Program policies, seconded by Councilmember Robinson, and carried with Councilmember Filippi absent.

12. PUBLIC HEARINGS

A. PUBLIC HEARING OF AN ORDINANCE PERTAINING TO UNATTENDED COLLECTION CONTAINERS

Contract Senior Planner Guarracino presented the staff report along with a PowerPoint presentation, which is on file in the City Clerk's Office.

Mayor Stone opened the public hearing and hearing no testimony, closed the public hearing.

There was discussion on the permit process and associated fees, enforcement of the ordinance, lighting and insurance requirements, and scheduled pick up of donations.

Motion by Councilmember Timm to hold first reading by title only, waive further reading, and introduce an Ordinance amending Chapter 17.35 (Recycling Facilities), of Part 4 (Special Land Use Regulations) of Title 17 (Zoning Ordinance), and add Chapter 17.35.1 (Unattended Collection Containers) of Part 4 (Special Land Use Regulations), of Title 17 (Zoning Ordinance) related to the regulation of unattended collection containers, and amending Chapter 17.51 (Definitions) of Part 7 (Definitions) of Title 17 (Zoning Ordinance), and amending Land Use Tables 17.04-1, 17.05-1, 17.06-1, 17.07-1, and 17.08-1, of Part 2 (Zoning Districts, Land Uses, and Development Standards) of Title 17 (Zoning Ordinance) of the Upland Municipal Code and making a determination of categorical exemption under the California Environmental Quality Act in connection therewith. The Ordinance will apply City-wide, seconded by Councilmember Robinson, and carried with Councilmember Filippi absent.

B. AMENDING THE 2015 URBAN WATER MANAGEMENT PLAN

Public Works Director Hoerning presented the staff report, which is on file in the City Clerk's Office.

Mayor Stone opened the public hearing.

Brinda Sarathy, Upland, commented on the importance of water conservation.

There being no other speakers, Mayor Stone closed the public hearing.

There was discussion on the use of recycled water for irrigation, the stages of conservation, and the potential use of solar energy at pumping facilities.

Motion by Councilmember Timm to approve Resolution No. 6452 to adopting the amended 2015 Urban Water Management Plan, seconded by Councilmember Elliott, and carried with Councilmember Filippi absent.

13. COUNCIL COMMITTEE REPORTS None

14. BUSINESS ITEMS

A. ANNUAL ADOPTION OF INVESTMENT POLICY

Finance Officer Bock-Helms presented the staff report, which is on file in the City Clerk's Office.

Motion by Councilmember Timm to adopt Resolution No. 6453 approving the Fiscal Year 2018/19 Investment Policy, seconded by Councilmember Elliott, and carried with Councilmember Filippi absent.

B. PROPOSED DOWNTOWN POLICE SUBSTATION

Captain Blanco presented the staff report, which is on file in the City Clerk's Office.

There was discussion on issues in the downtown that can be addressed with a police presence and the timeframe for opening the substation.

Motion by Councilmember Elliott to authorize the lease of the property located at 188 N. 2nd Avenue, Unit C for use as a downtown police substation, seconded by Councilmember Timm, and carried with Councilmember Filippi absent.

15. ORAL COMMUNICATION (items not on the agenda)

Glen White, Upland, stated opposition to the potential relocation of the soccer fields at Cabrillo Park.

Terry Masl, Rancho Cucamonga, stated opposition to the censure of a Councilmember.

Steve Scovill, Upland, stated opposition to the potential relocation of the soccer fields at Cabrillo Park.

Chris Scovill, Upland, stated opposition to the potential relocation of the soccer fields at Cabrillo Park.

Marjorie Mikels, Upland, stated opposition to the sale of park land.

John Ickis, Upland, stated opposition to the sale of park land.

Natasha Walton, Upland, stated opposition to the sale of park land and quoted Government Code.

Steve Smith, Upland, suggested alternatives to moving the soccer fields from Cabrillo Park.

Brinda Sarathy, Upland, spoke about public health concerns related to traffic related air pollution.

16. CITY MANAGER

City Manager Manis announced the first workshop regarding the potential sports complex would be on July 12, 2018.

17. ADJOURNMENT

Mayor Stone requested a moment of silence for the Firefighters and Police Officers of Long Beach coping with the loss of Fire Captain Dave Rosa. Mayor Stone adjourned the meeting at 9:55 p.m. The next regularly scheduled City Council meeting is Monday, July 9, 2018.

SUBMITTED BY



Jeannette Vagnozzi, City Clerk

APPROVED

July 9, 2018